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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

17

Application Number

10/693,698

Filing Date

10.27.2003

First Named Inventor

Khalili, F.

Art Unit

3733

Examiner Name

Hoffman, M.

Attorney Docket Number

ve 013

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☐Other Enclosure(s) (please identify
below):

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

LAWRENCE CRUZ

Signature

Printed name

LAWRENCE CRUZ

Date

06.26.2006

Reg. No.

36,385

EXPRESS MAIL

CERTIFICATE OF TRANSMISSION/MAILING

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06.26.2006

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 10/ 693,698)	Docket No. ve013
Filing Date 10.27.2003)	Khalili, Farid Bruce
Examiner: Hoffman, M)	Art Unit : 3733
Confirmation No. 2291)	

RESPONSE TO NOTICE TO OFFICE ACTION MAILED 06.13.2006

This communication is in response to the Office Action mailed 06.13.2006 in which an election/ restriction requirement was issued.

AMENDMENTS TO THE SPECIFICATION. None.

AMENDMENTS TO THE CLAIMS. None.

AMENDMENTS TO THE DRAWINGS. None.

REMARKS. None.

A **CLAIM INDEX** follows, starting on a new page.

ELECTION

The Examiner restricted the invention into three groups: I, II, and III, and suggested corresponding claims.

Applicant hereby elects group I, defined by the Examiner as claims 1-22, 27-42, and 61-67, drawn to a spinal rod system.

The Examiner further restricted Inventions I and II by species, identifying the following three species: A. Figs. 1-3; B. Fig. 7; and C. Figs. 8-9, 11-13.

The species of Figs. 1-3 includes Figs. 4-6 because, as clearly indicated in the originally filed application, Figs. 4-6 are merely additional views of the embodiment shown in Figs. 1-3.

Applicant hereby further elects species "C." The claims that read on the elected species, "C.", are: 1-22, 27-42, 61-67.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "L. Cruz", with a stylized flourish extending from the end.

Lawrence Cruz

Reg. No. 36,385

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